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CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Mail Stop AF, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: March 7, 2005 Name: G. Peter Nichols

Signature:

**BRINKS
HOFER
GILSON
& LIONE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Jennifer Marvin

Appln. No.: 10/038,765

Filed: January 2, 2002

For: **TAMPON APPLICATOR ASSEMBLY AND
METHOD OF USING SAME**

Attorney Docket No: 659/923 (17,699)

Examiner: Kidwell

Art Unit: 3761

Mail Stop AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Response
☒ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total	25	Minus	25	0	x \$25=			x \$50=	0
Indep.	3	Minus	3	0	x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$0

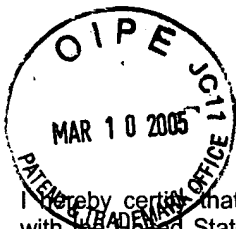
Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

G. Peter Nichols (Reg. No. 34,401)

March 7, 2005
Date



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March 7, 2005

Date of Deposit

G. Peter Nichols

Name of applicant, assignee or
Registered Representative

Signature

MARCH 7, 2005

Date of Signature

EXPEDITED PROCEDURE

37 C.F.R § 1.116

Group Art Unit 3761

PATENT

Case No. 659/923 (17,699)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Jennifer Marvin

Serial No.: 10/038,765

Filed: Jan. 2, 2002

For: TAMPON APPLICATOR ASSEMBLY
AND METHOD OF USING SAME

Examiner: Kidwell

Group Art Unit: 3761

RESPONSE

Commissioner for Patents
P.O. Box 1450 – Mail Stop AF
Alexandria, VA 22313-1450

Dear Sir:

This responds to the Office Action mailed January 5, 2004. In view of the following Amendments and Remarks, Applicant respectfully requests allowance of the application.